TESTIMONY OF DEFENSE ALL IN

Today District Attorney Jerome Council Covers Wide Range of Councilmen Fear That Lives of No One Man Entitled to Credit Will Introduce His Evidence in Rebuttal.

THE LATEST.

New York, Jan. 27 .- The Thaw dethe hands of the young Pittsburg mil- session for three months past. lionaire. Tomorrow the prosecution will begin its evidence in rebuttal, and skill" at the Salt Palace, with admisthe case will go to the jury by Wednes- sion at 50 cents and \$1. day night or Thursday noon. District tion will not be permitted. Attorney Jerome tomorrow morning

Prospect Pleased Thaw.

would oppose any such action, where- lice officer. upon Justice Dowling announced that, if necessary, he would go to the island ly at the court's suggestion.

Changed Their Views.

frained from his tactics of last year in Evans and Jeliffe-declared that Thaw, at the time he killed Stanford White, franchise was postponed one week. was suffering from such a defect of the fact that last year they swore it tention home, were received and sent was during a "brain storm" that Thaw to the finance committee. committed the homicide. He also read from the affidavit made by Dr. Wagner before the lunacy commission last First and Fourth avenues with asphalt that the defendant had a distinct recol- tee lection of occurrences on the roof garden immediately preceding the tragedy.

Judge Questioned Experts.

It was up to Justice Dowling to make a most important inquiry of the This went to the license committee. alienist. He desired to know the exact nature of "manic-depressive" insanity and if the attacks were likely to recur. He also asked if a person suffering from this form of insanity would be that it was a recurrent form of mental disorder, the attacks coming suddenly and without warning, a period of insanity being followed by a maniacal outbu-st, then by a period of complete depression and then by another lucid interval. It seemed that the presiding judge was securing information upon which to base judicial action in case of a verdict of not guilty on account of sanity being followed by a maniacal a verdict of not guilty on account of insanity instead of a straight acquit-

the exception, as District Attorney Jerome pointed out, of the testimony of James C. Smith, brother-in-law of Stanford White, who talked with Thaw for fifteen minutes just before the shooting on the roof of Madison Square Garden. The question contained some

POLICE BILL PASSED. Carson, Nev., Jan. 27.—The Nevada police bill passed the assembly this afternoon by a vote of 31 to 7. It already has passed the senate.

PRIZE FIGHTS TO WOMEN'S CLUBS

Subjects in the Proceedings of Last Evening.

The council transacted considerable

TENTION HOME.

fense closed its case today with "man- routine business last evening, and it ic-depressive" insanity as the explana- was nearly 11 o'clock before the city tion of the death of Stanford White at dads quit work. It was the longest J. R. Chapman requested that he be

allowed to pull off an "exhibition of The exhibi-The city auditor was authorized to

will apply for the appointment of a employ another man at \$3 a day for commission to take the testimony of not more than sixty days, and the Abraham Hummel, the convicted law- health department was allowed to hire yer who is confined in the peniten- an additional quarantine man and an tiary on Blackwell's island, and who other fumigator for not more than is said to be too ill to appear in court. ninety days at \$2.25 a day each.

The chief of police reported that he

had appointed J. D. Beasley, sealer Mr. Littleton of the defense said he of weights and measures, a special po-

Considerable discussion was given to the petition of the Western Amusehimself tomorrow night, in company ment company for a reduction of the with the defendant and his counsel, to license for its Penny Arcade across preside at the taking of Hummel's tes- First South street from the Salt Lake timony. The jury, it was said, would theater. Councilman Hall said that not be compelled to take the night trip the charge of \$3 for each machine was across the river. Thaw seemed de-lighted with the prospect of the outing \$216 for the establishment. He said even to the grim shores of New York that a similar institution at 75 East City's penal colony-and smiled broad- Second South street only paid \$60. As the ordinance makes the \$3 license imperative, the council could do nothing District Attorney Jerome disappointed a crowded court room when he re-The appointment of N. Byhower as

baiting the expert witnesses for the superintendent of parks by the board defense, three of whom-Drs. Wagner, of park commissioners was confirmed. The Emigration Canyon railroad Communications from the Wasatch reason as not to know the nature or Literary club, Mrs. Byron Cummings quality of his act, or that the act was president, and from the P. E. O. so. wrong. The prosecutor contented him- ciety, Mrs. A. J. Gorham president, self with drawing from the alienists relative to the establishment of a de-

against the paving of A street between

A petition from about 400 produce asking that the council reduce the peddlers' license from \$80 to \$50 a year, on account of the financial stringency.

Says Attempt at Suicide Was Caused by Efforts of Divorced Husband to Take Her Child.

commenced action to secure possession of

insanity instead of a straight acquittal. Even in this latter event it was
pointed out that Justice Dowling would
have the right to have Thaw committed for examination.

Named by English Physician.

An English physician, one of the
three men of medicine who testified,
first gave the name of "manic-depressive," or "sub-acute mania," to Thaw's
mental condition. The Sudden Physician her child. The woman said that she had formerly
been the wife of W. G. Fullerton, a well
known Wyoming attorney. Two years ago
they were divorced, Mrs. Fullerton securing alimony and the custody of the
child, a little girl then 2 years old. She
took the child to Omaha and placed it
in a boarding school for children. Since
that time, she said, she has paid all of
the expense of the child's support, although her husband has long since ceased
to pay her alimony.

sive," or "sub-acute mania," to Thaw's mental condition. Dr. Sydney Russell Wells of London made the diagnosis during an outbreak by Thaw in London in 1899, when with a normal temperature Thaw demanded that the walls of his rooms in a nursing home be torn down so he might have air, and that twenty tons of ice be put in the apartment to cool it.

Mr. Littleton's question, which was answered by the three experts, was a complete resume of the evidence with the exception, as District Attorney Je-

WOULD NOT NAME RUNNING MATE

Continued from Page 1.

with the public officers responsible to the public, rather than with private in-dividuals who would be guided by their own interests instead of by the interests of the people.'

Mr. Bryan spent three-quarters of an hour closeted with Speaker Cannon in the speaker's room. Afterward he said The Vienna Bakery, boss bread mak- that they had not seriously discussed

Did you get one? Those high-priced suits which we sold yesterday at



went very fast.

few left, not many. These are 33, 34, 35, 36, chest meas-

urements, and if you come in that class you'd better come in today.

172 MAIN STREET.

Peaceful Citizens Will Be Imperilled by the Tom Show.

THAW CASE NEARLY ENDED BOXING GAME PROHIBITED RESOLUTION INTRODUCED DEBATE IN THE DEPUTIES

GIVING PERFORMANCE.

Councilman L. D. Martin, terrified lest atre Feb. 3, last evening introduced a resolution in the council authorizing the if possible, and the assessor of licenses to collect from \$1,000 to \$1,000,000 for each imported beast. The resolution went to the sprinkling

committee after an acrimonious debate. Fears for Eliza's Babe.

Councilman Ferry was solicitous for due to the ex-minister. the fate of his former colleague, Martin Mulvey. "I understand," said Ferry, "that "The foreign policy of France," he Mulvey is to take the part of Eliza's said, "is not the work of one man, one

think we should take some action." "Well, I don't believe we can stop en years of Republican effort. The Rusthat bunch having their show," said sian alliance was desired from the becouncilman Fernstrom, "but I think ginning; the Anglo-French entente was that all the members of the council welcomed by all parties; we brought had better go and aid the chief of police about rapprochement in keeping order and protecting the tightened the bonds with Spain, con-

"I fully realize the danger which confronts my friend Mulvey," declared Tom anese relations and dissipated Anglo-Black. "I sympathize with his family. Russian misunderstanding, and thus re-I have been there and know all about stored France to her place in Europe. Martin wanted the resolution passed,

sprinkling committee, where it can receive the serious attention that it de-

The text of the resolution which ceived with cheers on all sides, were: caused so much turmoil follows:

The Resolution.

"Whereas, It has come to the ears of the city council that an organization known as the Press club of Salt Lake City is preparing to present, in the Salt Lake theatre, next Monday evening, a A. B. Irvine and others protested burlesque or travesty on that immortal play, 'Uncle Tom's Cabin,' and

"Whereas, The said club has caused year, giving conversations had with and the communication was sent to to be advertised the fact that it is go-Thaw in court which tended to show the engineering and sewerage commit- ing to import from Russia and other foreign lands ferocious bloodhounds, tigers, lions, leopards, hippopotamuses peddlers and farmers was received, and other wild animals with which to pursue an inoffensive female named Eliza, together with her young child, across the ice, therefore be it "Resolved, That the chief of police

be and he is hereby instructed to investigate and ascertain whether or not said performance can be prevented. And in the event that it is impossible to prohibit this most cruel and unusual exhibition of inhumanity, "Resolved, That the said club be re-

quired to pay a special license for each and every one of said animals, the tax to be not less than \$1,000 nor more than \$1,000,000, in the discretion of the as-

FIFTY DAYS IN CHAIN GANG. Tom Manning Sentenced for Cutting

Carl Miller's Lip. tenced to the chain gang for fifty days, by Police Judge Diehl yesterday after-noon, for cutting Carl Miller with a knife,

early Sunday morning, in the Continen-tal saloon at First South and West Tem-

tal saloon at First South and West Temple streets.

A few hours before the trouble Manning was taken into custody by Policeman Riley on suspicion of having stolen a watch. He was set free, as there was insufficient evidence against him. He went to the Continental saloon, where he found Miller playing a slot machine. He volunteered to show the man how to put the nickels in. This Miller objected to. Manning then cut Miller with a knife, the blade of the weapon penetrating the man's lip.

ALPINE STAKE CONFERENCE

Meetings at Lehi Attended by Large Congregations of the Faithful.

Lehi, Jan. 26.—The quarterly conference of the Alpine stake was held in Lehi yesterday and today. There were in attendance Apostle George A. Smith, Patriarch John Smith, LeGrande Young Church Historian Andrew Jensen, and Elder Goddard of the Sunday school board, and Charles Kent, the vocalist, the latter rendering several solos. A splendid Young Men's Mutual Improvement conference will be held this evening. The

Young Men's Mutual Improvement conference will be held this evening. The sessions were all largely attended.

A most painful accident happened, a few days ago, to the small son of Mrs. Millie Garff at the sugar factory. In some way he found a box of giant caps and applied a match to one, with the result that it exploded and blew off the thumb and forefinger of his left hand.

Last Wednesday was Black Hawk War day in all the public schools of Utah county. The veterans in each of the settlements went to the schools in a body and told the students incidents in the early struggles with Black Hawk and his recaskin warriors. Relics which were collected on the expeditions were also exhibited.

The 2-year-old son of Mr. and Mrs.

The 2-year-old son of Mr. and Mrs. Leonard Adams died Wednesday of diphtheria. This was the only case of the disease in the city.

FAVORABLE REPORT.

(Special to The Herald.)
Washington, Jan. 27.—Senator Heyburn today favorably reported from the committee on mines and mining a bill validating the location of mineral claims heretofore made by deputy mineral surveyors. The interior department has held that deputy mineral surveyors, though not officers of the government, are, like land office employes, prohibited from locating claims on public lands. This question has been long pending in the courts, but has never been finally determined.

NEW COACH FOR IDAHO.

The University of Idaho intends to break into track and field athletics right this season. They have secured Charles Dvorak to coach their team. Dvorak is a well known athlete and a former member of the University of Michigan track team. He held the western conference pole vault record of 11 feet 8 inches at one time.

Texas Lands Free.

mining town in eastern Texas and we mining town in eastern Texas and we will give you 10 acres of the best fruit and truck land in the world, Free. Lots \$10 down and \$10 per month for 18 months. This is absolutely the best investment of your lifetime. Union Central Const. Co., 262 Commercial Club

The Best Printing Is done by The Century, Salt Lake's printers, 165-167 South West Temple.

for Foreign Policy Maintained by France.

WILL GO TO JURY THURSDAY AT ORGANIZATIONS ASK FOR A DE- MAY PREVENT PRESS CLUB MINISTER PICHON SPEAKS FOR

THE GOVERNMENT.

some harm might come to the people of tional surprises anticipated in connecthe city by reason of the feroclous ani- tion with the Moroccan debate in the mals to be imported by the Press club chamber of deputies today occurred. M. for its Tom Show at the Salt Lake the- Pichon, minister of foreign affairs, speaking for the government, showed chief of police to prevent the exhibition plainly that the cabinet, without ignoring, prefers not to discuss the Delcasse incident, which aroused such a storm of vituperation beyond the Rhine and such high praise across the channel. He went no further than to register an energetic protest against the idea that the restoration of France's prestige was

Work of Years of Effort.

"The foreign policy of France," he I protest against such an out- party or one government. France has Mulvey must be saved and I recovered her place, lost in the catastrophe of 1871, as the result of thirty-sevcluded an accord with Japan, aided in the re-establishment of the Russo-Jap-Our policy was not directed against any one or to isolate any one; it was but President Davis sent it to the conceived solely in the interest of peace of the world."

M. Pichon's strongest words in connection with Morocco, which were re-"France, on account of Algeria, could never permit the internationalization of

Policy of France.

He defined France's policy as "the defense of France's legitimate rights and the execution of European mandate of loyalty toward the sultan, but no intervention in the interior and no expedition either to Fez or Morocco City." In conclusion he said.

"If Aziz falls we will treat with his successor in the name of Europe, but we cannot admit the internationalization of Morocco,'

The reception of M. Pichon's speech makes it manifest that the chamber will support the government against both extremes, M. Jaures, who wants to abandon, and M. Delcasse, who wants Dropping of Loose Coins in Mail to conquer Morocco.

WHAT CAUSES HEADACHE?

EPHRAIM HAPPENINGS.

Ephraim, Jan. 27.—Mrs. Louise Anderson of this city died at the county infirmary Saturday morning, Jan. 25. Her husband departed this life about three years ago, leaving her almost helpless and without any means of support. Sh was committed to the infirmary shortly after. Her remains will be shipped here for burial. The funeral services will be held in the tabernacle Monday at 1

Lester, the 9-year-old son of Tom Tayor, fell from a barn Saturday morning and came very near losing his life. While limbing about he lost his balance and many bruises were found about the body. Lorenzo Christensen met with an accient Saturday that might have proven atal. While riding a fractious horse west of the city he noticed a coyote and at once commenced to shoot at it. The horse became unmanageable and threw him to the ground. He did not notice that he nad received any injuries until in the aft-rnoon, when he became suddenly ill. Medcal aid was called and although he has

met with a serious accident it is hoped that it will not prove fatal.

Andrew Hansen, one of the delegates to he Trans-Missouri convention, is at the ome of his friends in Salt Lake suffering with a very severe case of pneumonia. He was apparently in good health when he left his home in this city last Tues-

Dr. Logan reports having five cases of pneumonia under his care at present, as follows: Mrs. Nicoline Hanson, children of Mr. Ole K. Olsen, Andrew Mortensen, Will Anderson and Martin-Christianson. A very pleasant surprise party was given at the home of N. C. Christensen in honor of Joseph Ogden of Richfield, who leaves shortly for a mission to Great Britain. About thirty of his friends were present. A nice luncheon was served and a good time is reported.

played.

Baby boys arrived at the homes of Alvin Ballander and Alteney Ephraim Hansen Sunday.

Henry Green, one of the oldest residents of this city is reported to be seriously ill with pneumonia.

The Charged With Robbing Peterson

The various committees are preparing for the grand ball and banquet which will be given by the Gun club of this city Tuesday evening.

Delicious Mayonnaise French Dressing

Cannot be made without the sweetest, purest and freshest of Olive Oil. We guar-

MALTESE CROSS OLIVE

answers the above require-Quarts, \$1.25;

F.J. Hill Drug Co.

Where purity excels all else.

Be on Hand Bright and Early

Don't let the weather conditions prevent your attending this great sale.

> Taffeta Silks in all colors, beautiful Ecru Lace Waists and many Radia Satins in soft, delicate shades-waists from \$7.50 up to \$12.00, all go in at the above price.

This Morning at 8:30, Sharp

Boxes Makes Additional Work for Rural Carriers.

From October to May, Colds are the most frequent cause of Headache. LAX- ATIVE BROMO' QUININE removes cause. E. W. Grove on box. 25c.

Postmaster Arthur L. Thomas de- to congress from this city yesterday in the movement to protect musical compositions from being kidnapped by greedy and rapacious trust now in bus-Postmaster Arthur L. Thomas detime they desire to dispatch letters, instead of supplying themselves in advance with postage for their needs. The practice imposes undue hardship on rural carriers in removing loose oins from boxes and delays the effiiency of the service on their route. The postmaster, therefore, urgently requests that patrons of rural delivery provide themselves and keep on hand a supply of stamps consistent with

It is also very desirable, says the ostmaster, that patrons of rural deivery service place in their mail boxes small detachable cups of wood or tin fell to the ground, a distance of about small detachable cups of wood or tin thirty feet. Both arms were broken, and in which to place the coins when necessary in purchasing a supply

How to Avoid Pneumonia. You can avoid pueumonia and other serious results from a cold by taking Foley's Honey and Tar. It stops the cough and expels the cold from the system as it is mildly laxative. Refuse any but the genuine in the yellow package. F. J. Hill Drug Co., "The Never Substitutors." Democratic Measure Will Be

BISHOP CALL DIES.

Well Known Pioneer Resident of

Utah Passes Away. Bishop Chester Call of Bountiful died at 12:40 o'clock on Sunday afternoon. The funeral will take place from the East Bountiful tabernacle at 1 o'clock on Wednesday afternoon. He is survived by a widow and a large family of children and

Residence on North Temple. John Duffy, who is accused of having robbed the residence of John Peterson at 24 West North Temple street, waived examination in Justice of the Peace Dana T. Smith's court yesterday and was held for trial in the district court on a charge of burgiary. It is alleged that Duffy carried off a quantity of jewelry from the Peterson house. The stolen property was recovered by the police.

W. D. Baker and Mat Fitzgerald, companions of Duffy, who were taken into custody after the burglary as suspicious characters, pleaded guilty to vagrancy in the police court yesterday afternoon and the police court yesterday afternoon and were given until this morning to leave

PANGUITCH NEWS NOTES. Panguitch, Jan. 25 .- The Sunday school

f the Panguitch ward gave a dance last ight for the purpose of raising means a seat the new class rooms. They received \$71.25 from the sale of tickets and 21.40 from the lunch counter, making a otal of \$92.65; and tonight they give a lance to the children under 14 years at It has been snowing and raining for two days and nights. Mud is the order of the day here now. It looks like a continuation of the same kind of weather today

ments. Quarts, \$1.25;
Pints, 75c; Half-pint Cruet
Bottles, 40c. Delivered anywhere.

today.
Farnsworth & Henric passed through
Panguitch with a nice bunch of cattle
last week, taking them to Lehi to feed
so as to have them ready for the early
market. They have fed them until now
at the Farnsworth ranch at Panguitch

lake.

A large number of men have been at Panguitch lake this winter engaged in fishing and as a result nice lake trout can be had at 15 cents per pound.

On account of bad weather the work on the reservoir at Hatch has been discontinued and Mr. Jensen, assistant state engineer, is in Panguitch spending a few days.

SHOULD PROVIDE POSTAGE SALT LAKE TAKES A SHOT AT GREEDY TRUST DISPENSING TAINTED MUSIC

Salt Lake appears to be one of the | alleria Rusticana" (hashed on toast), war. Three petitions were forwarded cagni. placing loose coins in their boxes each compositions from being kidnapped by greedy and rapacious trust now in busmanufacturers of musical machines. Lest there be some doubt as to the nature of the controversy, it may be stated at the outset that the object the country. Letters from prominent

Framed When Cortelyou Reports.

Washington, Jan. 27.-The completed text of the Aldrich financial bill, which will be submitted to the full committee after a meeting has been held to A very pleasant surprise party was given at the home of N. C. Christensen in honor of Joseph Ogden of Richfield, who leaves shortly for a mission to Great Britain. About thirty of his friends were present. A nice luncheon was served and a good time is reported.

Earl Peacock left for Manti Monday morning. His mother is suffering with a paralytic stroke.

A number of pupils of Miss Hazel Greaves tendered her a surprise at her home Sunday afternoon, Refreshments were served and various games were played.

Sishop Call came to Salt Lake, Sept. Three days later he moved to Bountiful. He was made bishop of East Bountiful. He was made bishop of East Bountiful ward in 1877 and held that position until 1896. With Brigham H. Roberts and John R. Barnes he represented Davis county in the constitutional convention.

At the time of his death Bishop Call was 66 years old. He was a ploneer dry farmer of Utah. Besides his property at Bountiful. Bishop Call owned a ranch at Chesterfield, Ida., at the head of the portneuf river. treasury will be required to proceed immediately upon the law taking effect to gather data concerning the new class of securities provided in meas ure. The bonds of every city in the country will be inspected and their worth stated in treasury reports, as

> ported before the end of the week. The Democratic members of the fin ance committee will prepare their substitute for the Aldrich bill as soon as the data arrive from the treasury department. The proposition of Senator Bailey that the government make emergency deposits in designated depositories will probably be the main features of the bill.

storm centers in the "canned music" and there is never a peso for Mas-

The movement is not in any sense local, but is one which is sweeping tion to the promiscuous reproduction of musicians in New York and Washingthe most enchanting melodies on more ton have been sent to local attorneys or less rasping mechanisms is not asking their co-operation, and this has made on the ground of artistic defi- been secured. The letters call attenciency or temperamental shortcomings. Ition to the Kittredge bill, introduced The public at 10 cents a head hears during the last session of congress, and Caruso (warmed over), but alas there still pending, which is intended to s nothing in it for Caruso. The pant- make it possible for musical compos

ing populace is separated from its ers, authors and publishers to claim small coins in exchange for the "Cav-their dues under the copyright laws. The law now operative and providing ample protection as to reprinting and publishing music or songs, is one which was enacted long before the days of phonographs, graphaphones and the like, and hence could never ave been adequate to protect comsers from the disk, cylinder or roll ifrigement. Under its conditions, all usic may be seized and put to any se, and today there are thousands of he best songs sold as "canned music" at the expense of the composers, the

uthors and publishers. The big trust also has a bill pendng and is said to be lobbying with all its tremendous might and means. This neasure is known as the Currier bill. which is designed to offset the Kittredge bill. Its supporters have raised the cry that the composers are trying to deprive the common people of good music, simply because it comes to them as the canned variety.



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> McDonald, Salt Lake, exclusive manufacturer of fine chocolates.